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UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re:

SUPREMA SPECIALTIES, INC., et al.

Case No.: 02-10823(CB) Jointly Administered Chapter 7

KENNETH P. SILVERMAN, ESQ. THE CHAPTER 7 TRUSTEE OF THE ESTATE OF SUPREMA SPECIALTIES INC., SUPREMA SPECIALTIES WEST, INC., SUPREMA SPECIALTIES NORTHEAST, INC., AND SUPREMA SPECIALTIES NORTHWEST, INC., et. al.

Adversary Proceeding No. 04-03661

Plaintiff-Appellee,

-against-

BDO SEIDMAN, LLP,

Defendant-Appellant.

NOTICE OF APPEAL

BDO Seidman, LLP, the defendant-appellant appeals under 28 U.S.C. § 158(a)(1) and pursuant to the Federal Rules of Bankruptcy 8003 from the order of the bankruptcy judge denying BDO's motion to dismiss the Trustee's complaint for failure to state a cause of action by failing to file an affidavit of merit, entered in this adversary proceeding on the 29th day of March, 2005.

The names of all parties to the judgment, order, or decree appealed from and the names, addresses, and telephone numbers of their respective attorneys are as follows:

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Dated: April 4, 2005

Signed:

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If a Bankruptcy Appellate Panel Service is authorized to hear this appeal, each party has a right to have the appeal heard by the district court. The appellant may exercise this right only by filing a separate statement of election at the time of the filing of this notice of appeal. Any other party may elect, within the time provided in 28 U.S.C. § 158(c), to have the appeal heard by the district court.